

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 16TH DAY OF JUNE 1998

P R E S E N T

THE HON'BLE MR. R.P.SETHI, CHIEF JUSTICE

A N D

THE HON'BLE MR. JUSTICE K.R. PRASADA RAO

WRIT PETITION NO.13183/1998

BETWEEN:

1. The Joint Development  
Commissioner (SSI), &  
Chief Vigilance Officer,  
Office of the Development,  
Commissioner, Small Scale  
Industries, "Nirman Bhavan",  
Ministry of Industries,  
Govt. of India,  
New Delhi - 110 011.
2. The Development Commissioner  
(SSI), Small Scale Industries,  
"Nirman Bhavan", Govt. of India,  
New Delhi - 110 011.
3. Union of India,  
Rep. by its Secretary,  
Ministry of Industries,  
Govt. of India,  
Bangalore - 110 011. ... Petitioners.

(By Ms. Madhumita Bagchi for Petrs.)

[Addl CGSC]

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AND:

1. The Registrar,  
Central Administrative Tribunal,  
Bangalore Bench, Bangalore.
2. Shri. D.N.Keshava Murthy,  
aged 59 years, Deputy  
Director (Retd.), R/at  
No.H 101, II Phase, Binny  
Layout, Vijayanagar,  
Bangalore - 40. ... Respondents.

This Writ Petition filed under Article 226 of the Constitution of India with an affidavit praying to: Set aside vide Annex.D dt.16-3-98 by R-1 on the grounds mentioned herein, thereby allow this petition by issuing a writ as the case may be holding the same as unsustainable and untenable in the eye of law, which is palpably erroneous and etc.

This Writ Petition coming on for preliminary hearing this day, the CHIEF JUSTICE made the following:

O R D E R

We have heard the learned counsel for the petitioners and perused the records.

No ground is made out to interfere with the

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order of the Tribunal impugned in the petition by which the impugned Annexure-A4 has been quashed but liberty given to the appellants to pass fresh orders in the light of the representation filed by the respondent for supply of opinion of the Union Public Service Commission. The order of the Tribunal is based upon the law laid down by the Supreme Court in MANAGING DIRECTOR, ECIL, HYDERABAD Vs. B.KARUNAKAR (AIR 1994 SC 1074).

No merit. Dismissed.

Sd/- Chief Justice.

Sd/- Judge.

bsr(o.s.)

r.by: *L*  
*3/7/98*

c.by: *D*



**COPY**

Assistant Registrar  
High Court of Karnataka  
Bangalore-560 001

*9/7/98* *24/7*

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